Subst P. 11 **(194) Department.**

NS **SERIES.**

G.O. No. 2526

Dated 16-6-1941

[Despatch Abstract.]

Building rules - Bellary Municipality - Mr.A. Hussain Sahib - latrine in House No.499 of XIII Ward - Rule - 8-

15996

Local Administration **DEPARTMENT.**

Received ..... 19 . *Registered* 19

Subject.

BUILDING - Bellary Municipality - House No.499/XIII - Construction of latrine - Mr.A.Hussain Sahib - Exemption from Rule 8 of Building Rules - Orders - Requested.

ENCLOSURES.
No. One site plan
Spare copies

B.P.No. 795/40 E.2.

Station B E L L A R Y , *Dated the* 24th April 1941. 19 .

From (Name) Sri.K.Venkatadri Choudary, B.A.,
(Designation) Commissioner, Bellary Municipality, Bellary.

To The Secretary to the Government of Madras,
EDUCATION & PUBLIC HEALTH Department. Madras.

Through Janab.D.Abdul Rawoof Sahib Bahadur, B.A.,B.L., M.L.A., F.A.U., Chairman M.C., Bellary.

Sir,

I submit herewith a copy of the Council's resolution No.20 dated 19-2-1941 requesting the Government to exempt the building No.499, XIII Ward of Mr. A.Hussain Sahib from the operation of Rule No.8 of the Building Rules issued in G.O.No.1621 P.H., dated 30th July 1932.

2. Mr.A.Hussain Sahib applied for permission to construct a building in his site ~~alienating~~ abutting a public street Viz. Goldsmith street. Since the proposed construction violated rule 8 of the building rules, permission was refused. Thereupon the party prefered an appeal to the Municipal Council. The Municipal Health Officer suggested that the Council might recommend this case to the Government for exemption of the building from Rule 8 of the building rules for the following reasons.

3. The building referred to abuts on a Public Road which is 36 feet in width. On the other side of the road (opposite the building) there is a storm-water vanka (drain poramboke) which is about 150 feet in width and lower in level than the road by about 5 feet on an average.

P.T.O.

There is therefore no possibility of any building cropping up on the opposite side i.e., in the ~~road~~ drain. Since the road proper is already 36 feet in width and the drain beyond is nearly four times in width, the Municipal Health Officer was of the opinion that the building could be exempted from the operation of building rule No.8 and observed incidentally that the petitioner could conveniently have a provision for a latrine, which is absolutely necessary for a residential building.

4. I request that the Government may be pleased to issue orders at an early date. I ~~have~~ am enclosing a site plan of the building with reference to the adjacent premises.

Commissioner.

skr/25.4.a.

Forwarded
D Abdul Rawoof
26/4/41
Chairman

Proceedings of the Municipal Council, Bellary passed at its ordinary meeting held on Wedneday the 19th February 1941 at 8-40 A.M. at the Municipal Office.

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20. Read petition dated 5-12-40 from Mr.A.Hussain Sahib, House No.499 of XIII Ward appealing under section 322 of the District Municipalities Act against the orders of the Commissioner B.P.No.795/40 dated 18-10-1940 refusing permission for the construction of a bath-room, latrine and verandah for house No.499 of XIII Ward as the construction violates building rule No.8.

Read Health Officer's note thereon stating that in this particular case there is a wide road in front of the building measuring 35 feet in width and beyond which there is a vanka and that therefore there is no possibility of any building coming up opposite the building of the appealant and that under the circumstances the Government may be addressed to exempt the building from the operation of Rule No.8 of the Building Rules.

Res:- Health Officer's note approved.

D.Abdul Rawoof,
Chairman M.C.,

/ True copy. /

Commissioner.

Cyclo. 1996 From Re Comm: Bellary
12/5

Memo No. 1996-1 H Pt
7.5.41

Building Rules
Bellary Municipality — Sri A
Hussain Sahib's Construc
Exemption

Refered to R
D.T.P. for early
Remarks
Ms
4/5

This is either a false date or else it was sent late. It came here only on 2/5. This may be explained.

Ms
29/4/41

(Answered on next page)

To

The D.T.P.
(With Re Comm's letter to the Govt.)

R. Date - 25/5/41.

Rd. 26/5

DS's remarks on
the previous page —
This was dealt with
later on the evening
of the 29th April &
could not be sent
to Dorothy by that day's
mail — It was sent
on the 30th.

Mr. —
12.1.71

But it came on.
2/5. I am quite
definite about it.
WS
1575

C.F. 32.

Town Planning Department

From (Name) Rao Bahadur,
S.G.Grubb, B.A.,
Designation Ex-Officio Director of
Town Planning,
Station
Madras.

Received 11 Registered

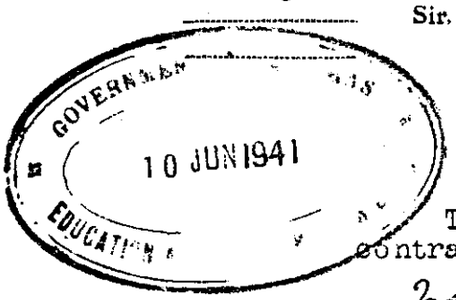
To

The Secretary to Government,
Education and Public Health,
22260

Enclosures:
Case file

No. 1867 dated 4-6-41. 194

Sir.



Sub:- Building Rules - Bellary Municipality - Hussain Saheb - exemption rule 8

Ref:- Memo 15996/1 H P.H.dated 7-5-41

The case relates to construction of a building (latrine) contravening rule 8 of the Building rules.

2 The site is at the ~~jurisdiction~~ junction of municipal roads - Goldsmith road of 36' width and cross road of 15' width and it is very necessary that the 4 feet space between the edge of the street and building should be left and even the corner of the site should be splayed off for securing proper traffic vission. There is no reason for exempting the building from the operations of rule 8 of the Building rules.

3 The case may perhaps be considered for exemption from rule 8 if the proposed construction at A B C D is shifted to the position E F G H on the west side and the North East corner of the site is suitably splayed off.

for Director of Town Planning.

M.S.6.6.

C.F. 16.

Date. Initials.

DRAFT FOR APPROVAL,

E & P.H. Deptt.

H Section

SUBJECT :—.

When received for fair copying ..

When copied ..

When examined..

When signed ..

When despatched.

Building Rules - Bellary Mcpty. -
Mr. A. Hussain Sahib - Construction in House No. 499 of XIII Ward of a latrine etc - Rule 8 -
Exemption from - Refused

READ AGAIN ....., dated ..... 19.....

" " ..... " ..... 19.....

READ *ALSO* :—

C No. ~~22260/41 P.H~~ 15796 From the Commr. Bellary Mcpty BP No. 7957/40/7 dated 24-4-1941

" ~~22260/41 P.H~~ " D. J. P " 1867 " 4-6-1941

" ..... " ..... " ..... " ..... 19.....

Order Ms. ~~Resolution Rout~~. No. 2526 P.H, dated 16. 6. 41 19 41

The Government see no justification to exempt the Building No. 499, in the XIII Ward of the Mcpty. belonging to Mr. A. Hussain Sahib, from the operation of rule 8 of the Bldg. Rules.

2. Annexed hereto is a copy of the Remarks of the D.T.P on the letter read above - to be communicated - to the Commr.

By order,

Note:

The D.J.P's remarks are on page 6

The D.J.P. considers however that the case may be considered for exemption if the

Do Commr. Bellary Mcpty thro' the Corpn (with plan P.3 of 1941)

D.J.P. ✓

Do with Recds

proposed Construction at ABCD is shifted to the vacant space at EFGH on the west side & the north east corner of the site is suitably splayed off - vide plan on P.3/C

11/6

11.6.71